

COACHELLA VALLEY MOUNTAINS CONSERVANCY
Regular Meeting – January 13, 2003, 3:00 PM
Portola Community Center
45-480 Portola Avenue
Palm Desert, CA 92260

AGENDA

- 1.0 Call to Order
- 2.0 Approval of Minutes of November 4, 2002 meeting
- 3.0 Public Comments

At this time any member of the public may address the Governing Board on any item. The Board cannot take action on an item not on the agenda, but it can place it on the agenda for a future meeting.

- 4.0 Action Items
 - 4.1 Resolution approving a local assistance grant to the Friends of the Desert Mountains for the acquisition of property in the Santa Rosa and San Jacinto Mountains National Monument. (Continued from November 4, 2002 meeting) [See Attachment 1.]
 - 4.2 Resolution 2003-01 approving amendment to the contract with CVAG. [See Attachment 2.]

- 5.0 Information items
 - 5.1 Review of Proposition 12 expenditures. [Staff will make an oral presentation.]
 - 5.2 Update on acceptance of property in La Quinta
 - 5.3 Update on proposed DFG land exchange
 - 5.4 Potential acquisition of the approximately 8,800 acre Cathton property by The Nature Conservancy.

- 6.0 Closed Session

Pursuant to Government Code sections 11126 (a)(1), 11126 (e)(1) and 11126.3(a) the Board may hold a closed session to discuss and take possible action on personnel matters and or receive advice of counsel on pending or potential litigation. In addition, pursuant to Government Code section 11126 (c) 7 (A) the Board may meet in closed session with its negotiator prior to the purchase or sale of real property by or for the state body to give instructions to its negotiator regarding the price and terms of payment for the purchase or sale. Confidential memoranda related to these issues may be considered during such closed session discussions.

- 6.1 One matter is scheduled for consideration in closed session pursuant to Government Code section 11126 (c) 7 (A). It pertains to a potential acquisition by The Nature Conservancy, which would require funding assistance by the Conservancy.

- 7.0 Report on Closed Session Item (if any)

- 8.0 Reports (See Attachment 3)
 - 8.1 Acquisitions and Funding
 - 8.2 MSHCP/NCCP
 - 8.3 Attorney General's Report (Oral report)
- 9.0 Reports From Other Agencies/Entities on Matters of Interest (Oral presentations)
 - 9.1 Reports from Conservancy member agencies
- 10.0 Board Member comments.
- 11.0 Adjourn to March 10, 2003 meeting

This agenda is available on our website at <http://www.cvmc.ca.gov>. Anyone with questions about any item on the agenda may contact Katie Barrows or Bill Havert at 45-480 Portola Avenue, Palm Desert, CA 92260. The phone number is (760) 776-5026.

ATTACHMENT 1 - January 13, 2003

Agenda Item 4.1. Resolution approving a local assistance grant to the Friends of the Desert Mountains for the acquisition of property in the Santa Rosa and San Jacinto Mountains National Monument.

BACKGROUND

At its November 4, 2002 meeting the Board continued an item proposing a local assistance grant to the Friends of the desert Mountains to acquire 705.44 acres in Section 17 and a portion of Section 7, T5S R4E in upper Andreas and Murray canyons. The item was continued because Tom Davis from the Agua Caliente Band of Cahuilla Indians indicated that the Tribe had also been contacted by the owner and was pursuing a possible acquisition of the property.

Staff has recently spoken to Mr. Davis and learned that the Tribe has made an offer on the property and intends to acquire it if the Seller accepts the Tribe's offer.

RECOMMENDATION

Staff recommends tabling this item. If the Tribe is unable to acquire the property and the Seller decides to sell to the Friends, a new item will be brought to the Board.

ATTACHMENT 2 – January 13, 2002

Agenda Item 4.2 Resolution 2003-01 approving amendment to the contract with CVAG.

Background

The Conservancy currently has a contract with CVAG in the amount of \$80,000 for FY 2002-03 for preparation of the Coachella Valley Multiple Species Habitat Conservation Plan. CVAG desires to expand the Scope of Work under the existing contract and augment the contract amount by \$15,000, for a total of \$95,000. The additional Scope of Work items are:

1. **Develop Compliance Monitoring Program.** The Conservancy will coordinate with CVAG staff to develop a compliance monitoring program for the Coachella Valley Multiple Species Habitat Conservation Plan (MSHCP). The program will address MSHCP Implementation as it relates to collecting and administering development mitigation fees and any other future revenue sources, maintaining a database on areas developed and areas conserved, tracking progress toward meeting conservation goals, and ensuring that all annual reporting requirements are met.
2. **Refining the Natural Communities (Vegetation) Map.** The Conservancy will coordinate with the University of California Center for Conservation Biology and oversee the refinement of the Natural Communities Map prepared for the MSHCP. The current map is adequate for conservation planning purposes and MSHCP approval purposes; however, a more refined map will be needed for biological monitoring and adaptive management purposes under MSHCP implementation.

Recommendation

Staff recommends approval of the attached resolution approving the contract amendment.

**RESOLUTION 2003-01 OF THE GOVERNING BOARD OF THE
COACHELLA VALLEY MOUNTAINS CONSERVANCY
ADOPTED IN REGULAR SESSION
January 13, 2003**

**RESOLUTION APPROVING AN AMENDMENT TO THE CONTRACT WITH THE
COACHELLA VALLEY ASSOCIATION OF GOVERNMENTS FOR PREPARATION
OF THE COACHELLA VALLEY MULTIPLE SPECIES HABITAT CONSERVATION
PLAN**

WHEREAS, the Coachella Valley Mountains Conservancy (“Conservancy”) and the Coachella Valley Association of Governments (“CVAG”) currently have a contract for FY 02-03 whereby the Conservancy is preparing the Coachella Valley Multiple Species Habitat Conservation Plan; and

WHEREAS, the current contract amount is \$80,000; and

WHEREAS, CVAG has proposed that the Scope of Work for the current contract be amended to include additional work as described in the attached Exhibit A, which is hereby incorporated by reference; and

WHEREAS, CVAG has proposed that the current contract amount be augmented by \$15,000 to pay for the additional Scope of Work items; and

WHEREAS, preparation of the Coachella Valley Multiple Species Habitat Conservation Plan and the additional Scope of Work items is in furtherance of the Conservancy’s purposes as the Plan will result in the conservation of mountains lands and natural community conservation lands in the Coachella Valley;

NOW, THEREFORE, BE IT RESOLVED in regular session of the Governing Board of the Coachella Valley Mountains Conservancy that the Board, approves the amendment to the contract to add the additional Scope of Work items, generally as described in Exhibit A, and approves the augmentation of the contract by \$15,000 for a total of \$95,000.

PASSED, APPROVED, AND ADOPTED at a regular meeting of the Coachella Valley Mountains Conservancy Governing Board, held on this 13th day of January, 2003, by the following vote, to wit:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Allan Muth, Chairman
Coachella Valley Mountains Conservancy

ATTEST: _____
Clara Slifkin
Deputy Attorney General

RESOLUTION 2003-01 - EXHIBIT A

AMENDMENT TO SCOPE OF SERVICES

***Amendment to Scope of Work and Budget Augmentation for
Contract with the Coachella Valley Mountains Conservancy***

The following items are hereby added to the Scope of Work for 2002-03 for the contract between the Coachella Valley Association of Governments and the Coachella Valley Mountains Conservancy:

1. **Develop Compliance Monitoring Program.** The Conservancy will coordinate with CVAG staff to develop a compliance monitoring program for the Coachella Valley Multiple Species Habitat Conservation Plan (MSHCP). The program will address MSHCP Implementation as it relates to collecting and administering development mitigation fees and any other future revenue sources, maintaining a database on areas developed and areas conserved, tracking progress toward meeting conservation goals, and ensuring that all annual reporting requirements are met.
2. **Refining the Natural Communities (Vegetation) Map.** The Conservancy will coordinate with the University of California Center for Conservation Biology and oversee the refinement of the Natural Communities Map prepared for the MSHCP. The current map is adequate for conservation planning purposes and MSHCP approval purposes; however, a more refined map will be needed for biological monitoring and adaptive management purposes under MSHCP implementation.

The total budget augmentation for these two items is \$15,000.

ATTACHMENT 3 - January 13, 2003

Agenda Item 8.0: Reports

8.1 Acquisitions and Funding

This matter is covered this month in the special presentation under Agenda Item 5.1.

8.2 Multiple Species Habitat Conservation Plan/Natural Community Conservation Plan (Plan)

Discussions between CVAG and the Wildlife Agencies are ongoing to complete development of a Draft Plan for which a Draft Environmental Impact Report/Environmental Impact Statement can be prepared, following which the Draft Plan will be disseminated for public review.

8.3 Attorney General's Report.

Clara Slifkin will provide an oral report at the meeting, including an update on the Lodge issue and a report on legislation pertaining to Ethics Training.